Court No.2.

Civil Writ Petition No. 3372 (S/S) of 2001

Jogeshwar Prasad Dhiman ..... Petitioner.

Versus

Bharat Heavy Electrical
Ltd. & two others. ..... Respondents.

Hon'ble P.C. Verma,J.

This writ petition has been filled by the petitioner with the following prayer :-

"I. Issue an writ order or direction in the nature of mandamus directing the respondent to pay the gratuity, fund and post retirement benefits to the petitioner.

II. Issue an writ order or direction in the nature of mandamus directing the respondent to pay full and regular salary from 24.7.1991 to 24.7.1992, bonus and planed performance emoluments with 18% interest."

So far as prayer No. I is concerned, the learned counsel for the respondents has filed counter affidavit in which it has been stated that the gratuity, fund and all other pensionery benefits has been paid to the petitioner what was due to the respondents upto the year 1991 as the petitioner has been superannuated on 24.7.1991.

So far as prayer No. II is concerned, this prayer cannot be granted to the petitioner in the second writ petition in view of the fact that in respect of the same prayer writ petition No. 139 of 2001 (Old No. 22290 of 1991) has already been rejected

by this Court and this is second writ in respect of the second prayer, which is barred by Rule-7 of

Chapter-XXII of the High Court Rules. The second prayer is, accordingly, refused.

In view of the above, the petition is dismissed. No order as to costs.

26.11.2001 Sd/-
P.Singh